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*Special Counsel for Irving H. Picard, Trustee for
the Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and the
Estate of Bernard L. Madoff, and Alan Nisselson,
Chapter 7 Trustee for the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC
and the Estate of Bernard L. Madoff, and ALAN
NISSELSON, Chapter 7 Trustee for the Estate of
Bernard L. Madoff,

Plaintiff,

v.

XYZ3 CORP. (Redacted – Under Seal),

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA Liquidation

(Substantively Consolidated)

Adv. Pro. No. 10-05319 (SMB)

STIPULATION OF VOLUNTARY DISMISSAL OF ADVERSARY PROCEEDING

IT IS HEREBY STIPULATED AND AGREED, by and between the parties to the above-captioned adversary proceeding, by and through their respective counsel, that plaintiffs Irving H. Picard, Esq., as trustee for the substantively consolidated liquidation of Bernard L. Madoff Investment Securities LLC, under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, et seq., and the estate of Bernard L. Madoff, and Alan Nisselson, as Chapter 7 Trustee for the estate of Bernard L. Madoff, may and do hereby dismiss the above-captioned adversary proceeding with prejudice and without costs to any party pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure (made applicable by Rule 7041(a)(1)(A)(ii) of the Federal Rules of Bankruptcy Procedure).

This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this stipulation shall be deemed an original.

Dated: New York, New York
July 21, 2014

By: /s/ Howard L. Simon
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Chapter 7 Trustee for the Estate of Bernard L. Madoff*

Dated: New York, New York
July 18, 2014

By: /s/ Daniel J. Leffell
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